

DOCKET NO. PRD-39
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kathleen Battista et al.

Serial No.: 10/656,934 Art Unit: 1625

Filed : September 5, 2003 Examiner:

For : HYDROXY ALKYL SUBSTITUTED 1,3,8-TRIAZASPIRO[4,5]
DECAN-4-ONE DERIVATIVES USEFUL FOR THE TREATMENT OF
ORL-1 RECEPTOR MEDIATED DISORDERS

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450 on

March 22, 2004

(Date of Deposit)

Hal B. Woodrow

(Name of applicant, assignee, or Registered Representative)

Hal B. Woodrow

(Signature)

March 22, 2004

(Date of Signature)

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY

Dear Sir:

Pursuant to Rule 53(f) and Rule 54, please find enclosed a Combined Declaration and Power of Attorney for the application of Kathleen Battista et al. entitled HYDROXY ALKYL SUBSTITUTED 1,3,8-TRIAZASPIRO[4,5]DECAN-4-ONE DERIVATIVES USEFUL FOR THE TREATMENT OF ORL-1 RECEPTOR MEDIATED DISORDERS attorney Docket No. PRD-39, to complete, pursuant to Rule 51, this application filed on September 5, 2003 by Express Mail pursuant to Rule 10. As required, a copy of the Notice to File Missing Parts of Application is also attached.

Please charge Johnson & Johnson Deposit Account No. 10-0750/PRD39/HBW in the amounts of \$130.00 for submission of the Declaration pursuant to Section 1.16(e). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/PRD39/HBW. This sheet is submitted in triplicate.

Respectfully submitted,

Hal B. Woodrow
Hal B. Woodrow
Reg. No. 32,501
Attorney for Applicant(s)

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2976



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Respectfully submitted,

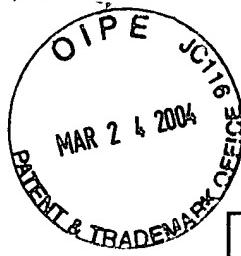
Hal Bunt Woodrow

Hal B. Woodrow

Reg. No. 32,501

Attorney for Applicant(s)

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524-2976



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PTO/SB/01 (10-00)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)		Attorney Docket Number	PRD-0039-USA-NP
		First Named Inventor	BATTISTA et al
		COMPLETE IF KNOWN	
		Application Number	NOT YET ASSIGNED
<input type="checkbox"/> Declaration Submitted with <input type="checkbox"/> Declaration Submitted after Initial Filing OR Initial Filing (Surcharge (37 CFR 1.16(e)) required)		Filing Date	SEPTEMBER 5, 2003
		Group Art Unit	NOT YET ASSIGNED
		Examiner Name	NOT YET ASSIGNED

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**HYDROXY ALKYL SUBSTITUTED 1,3,8-TRIAZASPIRO[4.5]DECAN-4-ONE DERIVATIVES USEFUL FOR THE
TREATMENT OF ORL-1 RECEPTOR MEDIATED DISORDERS**
(Title of the Invention)

the specification of which

is attached hereto

OR

was filed on (MM/DD/YYYY) as United States Application Number or PCT International Application Number
 and was amended on (MM/DD/YYYY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/409,134	September 9, 2002	

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status
		Patented
		Patented
		Patented

I hereby appoint:

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Practitioner(s) named below:
Name Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

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Customer Number
Direct all correspondence to: or Bar Code Label 000027777 OR Correspondence address below

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Address:

City:	State:	ZIP
Country	Telephone:	Fax:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Kathleen		Family Name or Surname Battista		
Inventor's Signature		Date		
Residence: City Ewing	State NJ	Country USA	Citizenship USA	
Mailing Address 1016 Scenic Drive				
City Ewing	State NJ	ZIP 08628	Country USA	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.				
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Gilles		Family Name or Surname Bignan		
Inventor's Signature		Date		
Residence: City Bridgewater	State NJ	Country USA	Citizenship France	
Mailing Address 4 Burr Street				
City Bridgewater	State NJ	ZIP 08807	Country USA	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.				
NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Peter J.		Family Name or Surname Connolly		
Inventor's Signature		Date		
Residence: City New Providence	State NJ	Country USA	Citizenship USA	
Mailing Address 74 Delwick Lane				
City New Providence	State NJ	ZIP 07974	Country USA	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FOURTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Allen B.		Family Name or Surname Reitz		
Inventor's Signature		Date		
Residence: City Lansdale	State PA	Country USA	Citizenship USA	
Mailing Address 109 Greenbriar Road				
City Lansdale	State PA	ZIP 19446-1519	Country USA	
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.				
NAME OF FIFTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Tina Morgan		Family Name or Surname Ross		
Inventor's Signature		Date		
Residence: City Royerford	State PA	Country USA	Citizenship USA	
Mailing Address 101 Rosemont Lane				
City Royerford	State PA	ZIP 19468	Country USA	
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NAME OF SIXTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Malcolm		Family Name or Surname Scott		
Inventor's Signature <i>Malcolm K. Scott</i>	Date 9-16-03			
Residence: City Telford	State PA	Country USA	Citizenship USA	
Mailing Address 850 Keller Creamery Road				
City Telford	State PA	ZIP 18969	Country USA	

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NAME OF SEVENTH INVENTOR:	<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Steven A.		Family Name or Surname	Middleton
Inventor's Signature	Date		
Residence: City Flemington	State NJ	Country USA	Citizenship USA
Mailing Address 2 Gateshead Drive			
City Flemington	State NJ	ZIP 08822	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF EIGHTH INVENTOR:	<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Michael		Family Name or Surname	Orsini
Inventor's Signature	Date		
Residence: City Somerset	State NJ	Country USA	Citizenship USA
Mailing Address 24 Nepote Place			
City Somerset	State NJ	ZIP 08873	Country USA



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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**DECLARATION
AND
POWER OF ATTORNEY
FOR UTILITY OR DESIGN
PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted with Initial Filing Declaration Submitted after Initial Filing (Surcharge (37 CFR 1.16(e)) required)
OR

Attorney Docket Number	PRD-0039-USA-NP
First Named Inventor	BATTISTA et al
COMPLETE IF KNOWN	
Application Number	NOT YET ASSIGNED
Filing Date	SEPTEMBER 5, 2003
Group Art Unit	NOT YET ASSIGNED
Examiner Name	NOT YET ASSIGNED

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I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

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Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
<input type="checkbox"/> Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:				

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Application Serial No.	Filing Date	Status
		Patented
		Patented
		Patented

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Practitioner(s) named below:
Name Registration Number

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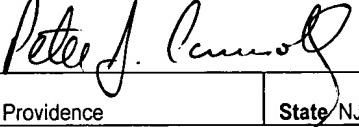
Address:

City:	State:	ZIP
Country	Telephone:	Fax:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Given Name (first and middle [if any]) Allen B.		Family Name or Surname	Reitz	
Inventor's Signature		Date		
Residence: City Lansdale	State PA	Country USA	Citizenship USA	
Mailing Address 109 Greenbriar Road				
City Lansdale	State PA	ZIP 19446-1519	Country USA	
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Given Name (first and middle [if any]) Tina Morgan		Family Name or Surname	Ross	
Inventor's Signature		Date		
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NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Kathleen		Family Name or Surname Battista	
Inventor's Signature 			Date 8/29/2003
Residence: City Ewing	State NJ	Country USA	Citizenship USA
Mailing Address 1016 Scenic Drive			
City Ewing	State NJ	ZIP 08628	Country USA
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NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Gilles		Family Name or Surname Bignan	
Inventor's Signature 			Date 08/29/2003
Residence: City Bridgewater	State NJ	Country USA	Citizenship France
Mailing Address 4 Burr Street			
City Bridgewater	State NJ	ZIP 08807	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Peter J.		Family Name or Surname Connolly	
Inventor's Signature 			Date 8/29/03
Residence: City New Providence	State NJ	Country USA	Citizenship USA
Mailing Address 74 Delwick Lane			
City New Providence	State NJ	ZIP 07974	Country USA

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Given Name (first and middle [if any]) Steven A.		Family Name or Surname Middleton		
Inventor's Signature 			Date 8-29-2003	
Residence: City Flemington	State NJ	Country USA	Citizenship USA	
Mailing Address 2 Gateshead Drive				
City Flemington	State NJ	ZIP 08822	Country USA	
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NAME OF EIGHTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Michael		Family Name or Surname Orsini		
Inventor's Signature 			Date 9/4/2003	
Residence: City Somerset	State NJ	Country USA	Citizenship USA	
Mailing Address 24 Nepote Place				
City Somerset	State NJ	ZIP 08873	Country USA	



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		Examiner Name	NOT YET ASSIGNED

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Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

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Application Serial No.	Filing Date	Status
		Patented Patented Patented

I hereby appoint:

Practitioners at Customer Number 000027777 → Place Customer Number Bar Code Label Here

AND

Practitioner(s) named below:
Name Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Address all telephone calls to Mary A. Appollina at telephone number (732) 524-3742.

Customer Number	OR	Correspondence address below
Direct all correspondence to:	<input checked="" type="checkbox"/> or Bar Code Label	<input type="checkbox"/>
000027777		

Name:

Address:

Address:

City:	State:	ZIP
Country	Telephone:	Fax:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Kathleen		Family Name or Surname Battista	
Inventor's Signature		Date	
Residence: City Ewing	State NJ	Country USA	Citizenship USA
Mailing Address 1016 Scenic Drive			
City Ewing	State NJ	ZIP 08628	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SECOND INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Gilles		Family Name or Surname Bignan	
Inventor's Signature		Date	
Residence: City Bridgewater	State NJ	Country USA	Citizenship France
Mailing Address 4 Burr Street			
City Bridgewater	State NJ	ZIP 08807	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Peter J.		Family Name or Surname Connolly	
Inventor's Signature		Date	
Residence: City New Providence	State NJ	Country USA	Citizenship USA
Mailing Address 74 Delwick Lane			
City New Providence	State NJ	ZIP 07974	Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF FOURTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Allen B.		Family Name or Surname Reitz	
Inventor's Signature	<i>Allen B Reitz</i>		Date 9/4/03
Residence: City Lansdale	State PA	Country USA	Citizenship USA
Mailing Address 109 Greenbriar Road			
City Lansdale	State PA	ZIP 19446-1519	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF FIFTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Tina Morgan		Family Name or Surname Ross	
Inventor's Signature	<i>Tina Morgan Ross</i>		Date 9/4/03
Residence: City Royerford	State PA	Country USA	Citizenship USA
Mailing Address 101 Rosemont Lane			
City Royerford	State PA	ZIP 19468	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF SIXTH INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Malcolm		Family Name or Surname Scott	
Inventor's Signature			Date
Residence: City Telford	State PA	Country USA	Citizenship USA
Mailing Address 850 Keller Creamery Road			
City Telford	State PA	ZIP USA	Country USA

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SEVENTH INVENTOR:	<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Steven A.		Family Name or Surname	Middleton
Inventor's Signature	Date		
Residence: City Flemington	State NJ	Country USA	Citizenship USA
Mailing Address 2 Gateshead Drive			
City Flemington	State NJ	ZIP 08822	Country USA
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.			
NAME OF EIGHTH INVENTOR:	<input type="checkbox"/> A petition has been filed for this unsigned inventor		
Given Name (first and middle [if any]) Michael		Family Name or Surname	Orsini
Inventor's Signature	Date		
Residence: City Somerset	State NJ	Country USA	Citizenship USA
Mailing Address 24 Nepote Place			
City Somerset	State NJ	ZIP 08873	Country USA